

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

**Typhoon Touch Technologies, Inc.
and Nova Mobility Systems, Inc.
Plaintiffs**

v.

**Dell, Inc., Xplore Technologies
Corporation of America, Electrovaya
Inc., and Sand Dune Ventures, Inc.
Defendants**

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Civil Action No. 6:07cv546 (LED)

Jury Trial Demanded

JOINT MOTION FOR ENTRY OF CONSENT DECREE

Plaintiffs, Typhoon Touch Technologies, Inc. and Nova Mobility Systems, Inc., and Defendant, Electrovaya, Inc. (“Electrovaya”) wish to advise the Court that they have entered into a settlement of all claims as between them in this action. As a material part of such settlement, Movants move for entry of the Consent Decree submitted with this motion.

Dated: May 30, 2008

/s/ Trey Yarbrough

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/s/ Trey Yarbrough (w/permission)

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**ATTORNEYS FOR DEFENDANT
ELECTROVAYA, INC.**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 30th day of May, 2008. All other counsel not deemed to have so consented will be served via facsimile transmission and/or first class mail.

/s/ Trey Yarbrough
Trey Yarbrough